

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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KYTT MACMANUS and SAMANTHA
MACMANUS.,

Plaintiffs,
- against -

EXPERIAN INFORMATION SOLUTIONS,
INC.; EQUIFAX INFORMATION SERVICES,
LLC; TRANS UNION, LLC; and TD BANK,
N.A.,

Defendants.

TD BANK, N.A.,

Third Party Plaintiff,

- against -

DECARLO & DECARLO LLC,

Third Party Defendant.
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USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 4/18/2023

Index No.: 7:22-cv-08972

**THIRD PARTY PLAINTIFF TD
BANK, N.A.'S REQUEST FOR
ENTRY OF DEFAULT JUDGMENT
FOR SUM CERTAIN**

Third Party Plaintiff TD Bank, N.A., ("**TD Bank**") requests that the Clerk of Court enter Judgment by Default against Third Party Defendant DeCarlo & DeCarlo LLC pursuant to Federal Rule of Civil Procedure 55(b)(1) and Local Civil Rule 55. In support of this request, TD Bank relies upon the record in this case, the Declaration of Brittany Pagnotta, Esq. for a Sum Certain and Statement of Amount Due and exhibits attached thereto.

Dated: March 14, 2023


DUANE MORRIS LLP

Third Party Plf. TD Bank's request for entry of default judgment is DENIED without prejudice to renew in accordance with Attachment A to the Court's Individual Rules in Civil Cases. The Clerk of Court is respectfully directed to terminate the motion at ECF No. 57.

By: /s/ Brittany Pagnotta
Brittany Pagnotta
1540 Broadway
New York, New York 10036

Dated: April 18, 2023
White Plains, NY

SO ORDERED:


HON. NELSON S. ROMAN
UNITED STATES DISTRICT JUDGE

MEMO ENDORSED

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*Attorneys for Defendant/Third Party
Plaintiff TD Bank, N.A.*

TO:

DeCarlo & DeCarlo LLC
444 Broadway, Suite 5
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